

THE HON'BLE SRI JUSTICE B.PRAKASH RAO

Review W.P.M.P.No.33136 of 2004 in

W.P.No.19249 of 2002 and Review W.P.M.P.No.33137 of 2004 in

Writ Petition No.19255 of 2002

COMMON ORDER:

The only ground urged in the review applications is that having regard to the fact that the enquiry is suo motu, it is necessary that it has to move within its own parameters and not beyond.

Having heard the counsel and also on perusal of the material it is seen that this matter was remitted back to the authority for re-consideration in respect of proceedings which has been initiated suo motu. It is always open to the petitioners to raise any such objections including scope of enquiry and the same shall have to be considered by the authority concerned while passing orders. It is needless to observe that suo motu enquiry cannot be enlarged beyond its parameters, as rightly contended. The authority shall certainly take into consideration these objections and pass orders. Subject to the above, I do not find any error apparent on the face of the record.

The review petitions are accordingly dismissed.

However, till the disposal of the proceedings before the Director, status quo shall be maintained. The Director shall dispose of the said enquiry within a period of three months from the date of receipt of a copy of this order after giving notice and opportunity to the parties concerned.

B.PRAKASH RAO, J.

02nd February, 2006.

skmr